

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARD APPOINTMENT SUMMARY**

Meeting Date: January 12, 2010
Department: Criminal Justice Commission
Submitted By: Palm Beach County Criminal Justice Commission
Submitted For: Palm Beach County Criminal Justice Commission

EXECUTIVE BRIEF

MOTION AND TITLE: Staff recommends motion to approve: The recommendations of the Economic Council to the Criminal Justice Commission for the following:

<u>Reappoint Nominee</u>	<u>Seat No.</u>	<u>Term to Expire</u>
Randy Johnson	31	12/31/12
Gerald Richman	28	12/31/12

<u>Appoint Nominee</u>	<u>Seat No.</u>	<u>Term to Expire</u>
Ms. Beth Kigel	29	12/31/12

SUMMARY: The Criminal Justice Commission (CJC) is comprised of 33 members including elected officials and representatives from private and public sectors. The twelve private sector members are nominated for three-year terms by the Economic Council of Palm Beach County, Inc. and appointed by the Board of County Commissioners. The Council has nominated Ms. Beth Kigel for appointment effective January 12, 2010. *Countywide (DW)*

BACKGROUND AND JUSTIFICATION: The Palm Beach County Board of County Commissioners enacted Ordinance 88-16 that established the Criminal Justice Commission. The Commission is established to study all aspects of the Criminal Justice and crime prevention systems within the federal, state, county, municipal and private agencies within the county. The diversity make up consists of 23 males (19 Caucasians, 2 African-Americans, 2 Hispanic-Americans) and 10 females (7 Caucasians and 3 African-Americans). Private sector members shall be appointed for a three-year term, with said term commencing on January 1 for the first year of appointment and expiring on December 31 of the third year. Appointments for all nominees correspond with the expiration of the terms for the seat. In keeping with the requirements of the ordinances establishing and governing the CJC, the Economic Council has offered all nominations.

ATTACHMENTS:

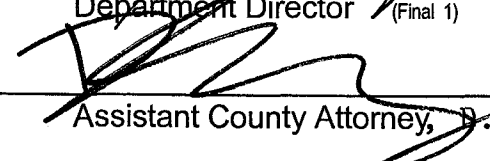
1. Letter of nomination from the Economic Council of Palm Beach County, Inc.
2. Board Appointment Form and Attendance Record for Mr. Gerald Richman
3. Board Appointment Form and Attendance Record for Mr. Randy Johnson, Sr.
4. Board Appointment Form and Resume for Ms. Beth Kigel
3. CJC Ordinance

Recommended By:


 Department Director (Final 1)

12-3-09
 Date

Legal Sufficiency:


 Assistant County Attorney, D.W.

1/5/09
 Date

II. REVIEW COMMENTS

A. Other Department Review:

Assistant County Administrator

Date

Part I:

☒ At Large Appointment or ☐ District Appointment

Term of Appointment: 3 Years. From: 01/01/2010 To: 12/31/2012

Seat Requirement: Private Sector Seat #: 28

[X]*Reappointment or [] New Appointment

or ☐ to complete the term of Due ☐ resignation ☐ other to:

Completion of term to
expire on:

Part II: ***APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT***

Name: RICHMAN GERALD F.
Last First Middle

Occupation/Affiliation: Attorney-At-Law

Business Name: Richman, Greer P.A.

Business Address: 250 Australian Avenue South, Suite 1504

City & State West Palm Beach, Florida Zip Code: 33401

Residence Address:

City & State Zip Code:

Home Phone: () Business Phone: (561) 803-3506 Ext.

Cell Phone: (561) 329-3330 Fax: (561) 820-1608

Email Address: bkigel@kbs-strategies.com

Mailing Address preference: ☒ Business Address ☐ Residence

Minority Identification Code:

☐ IF (Native-American Female) ☐ IM (Native-American Indian Male)
☐ AF (Asian-American Female) ☐ AM (Asian-American Male)
☐ BF (African-American Female) ☐ BM (African-American Male)
☐ HF (Hispanic-American Female) ☐ HM (Hispanic-American Male)
☐ WF (Caucasian Female) ☒ WM (Caucasian Male)

Part III: COMMISSIONER COMMENTS

Appointment to be made at BCC Meeting on: January 12, 2010

***When a person is being considered for re-appointment, the number of previous disclosed voting conflicts shall be considered by the Board of County Commissioners.**

Number of previously disclosed voting conflicts during the previous term

Signature: _____ Date: _____

Part I:



Beth R. Kigel

Government Consultant

Tel: 561.655.8132

Fax: 561.828.0303

bkigel@kbs-strategies.com

Education

University of Central Florida, M.B.A, *Summa Cum Laude*, 1993

University of Florida, B.S.B.A., *High Honors*, 1990

Beth R. Kigel is Senior Vice President of KBS Strategies Group, LLC. She provides general oversight of the firm and serves clients in a government relations capacity by providing a wealth of insight and experience in both the political and public sector arenas.

With more than 17 years of experience serving the public sector, Ms. Kigel began her career as a corporate representative focused almost exclusively on government procurements in the Public Safety arena at the federal, state, county and municipal levels. Her guidance in strategy development, involving the understanding of legislative and executive branch processes, from the beginning of the procurement cycle through contract award and negotiations, has led to numerous successful government contracts.

Ms. Kigel is a member of the Economic Council of the Palm Beaches, a Trustee member of the Greater Boca Raton Chamber of Commerce, and a Trustee and Board member of the Chamber of Commerce of the Palm Beaches.

As a public servant, Ms. Kigel has served as a member of the Palm Beach County Sports Commission Board of Directors and Chair of the Palm Beach County Groundwater and Natural Resources Protection Board, both of which are appointments by the Palm Beach County Board of Commissioners. She also served on Governor Crist's Transition Team for the Florida Fish and Wildlife Conservation Commission. Ms. Kigel's expertise also encompasses public policy and she has served on several political campaigns.

Ms. Kigel is a proud mother of two sons, Jonathan and Paul, and resides in unincorporated Lake Worth.

**CRIMINAL JUSTICE COMMISSION
MEETING ATTENDANCE RECORD
2009**

	1/26	2/23	3/23	4/27	5/11 *	5/26	6/23 7/28 8/25	9/29	10/26	11/23	12/14 **
Moses Baker	P	P	P	A	A	M E E T I N G C A N C E L L E D	N O M E E T I N G	N/A	N/A	N/A	N/A
Rosalyn Baker	P	A	P	A	A			P	A	P	P
Stephen Barborini	P	A	P	A	A			A	A	P	A
James Barr	P	P	P	P	P			P	P	P	P
Joseph Bernadel	P	P	P	P	A			A	A	A	A
Flynn Bertisch	N/A	N/A	N/A	N/A	N/A			P	A	P	A
Peter Blanc	N/A	N/A	N/A	N/A	N/A			P	P	P	P
Sharon Bock	A	A	A	A	A			P	A	A	A
Ric Bradshaw	P	P	A	A	A			A	A	P	A
Paulette Burdick Dr. Robinson's alternate	P	N/A	N/A	N/A	N/A			N/A	N/A	N/A	N/A
Delsa Bush	P	P	P	P	A			A	A	P	P
Barbara Cheives	P	P	P	P	P			P	P	P	P
Max Davis	P	P	P	A	P			P	P	P	P
Ted Deutch										A	A
Michael Driscoll	P	A	A	P	P			P	A	A	A
Douglas Duncan	P	P	P	P	P			A	P	P	P
George Elmore	P	P	P	P	P			P	P	P	P
Rolando Garcia	P	P	P	P	P			P	A	A	P
Carey Haughwout	P	P	A	P	P			A	P	P	P
Matt Immler	P	P	P	P	P		S C H E D U L E D	P	P	P	P
Feirmon Johnson	A	A	P	P	P			P	P	P	P
Randy Johnson, Sr.	P	P	P	P	P			P	A	P	A
William Kramer	P	P	P	P	P			A	A	P	P
Kathleen Kroll	P	P	A	P	P			A	P	P	P
Marti LaTour	P	P	P	P	P			P	P	P	A
Wesley Lauer	P	P	P	P	P			P	P	A	A
Karen Marcus	P	P	P	P	A			A	P	P	A
Michael McAuliffe	P	P	P	P	P			P	P	P	P
Martin Millar	A	P	P	P	P			A	N/A	N/A	N/A
Luis Perez	A	A	A	A	A			A	A	A	A
Marianne Rantala	P	P	P	P	P			N/A	N/A	N/A	N/A
Gerald Richman	P	P	A	P	P			A	P	P	P
Debra Robinson	N/A	P	A	P	A			A	A	A	A
Maria Sachs	P	P	A	A	P			N/A	N/A	N/A	N/A
William Stern	P	P	P	P	P			P	A	A	A
Carmen Veneziano	P	P	P	P	A			P	P	P	A
Lee Waring	P	P	P	P	P			P	P	P	P
Art Johnson***	N/A	N/A	N/A	N/A	P			N/A	P	P	N/A
Harry Johnston***	N/A	N/A	N/A	N/A	N/A			N/A	N/A	N/A	P

P = Present
A = Absent

* = Special Call Full Commission Meeting
** = Annual Meeting
*** = Ex Officio Exec. Comm. Member

ORDINANCE NO. 88-16
AS AMENDED BY ORDINANCE NOS.
89-3, 90-38, 92-14, 92-25, 93-1, 93-35 AND 95-6.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ESTABLISHING THE PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION; PROVIDING FOR CREATION; PROVIDING FOR OBJECTIVE; PROVIDING FOR AUTHORITY; PROVIDING FOR OPERATION; PROVIDING FOR STAFF COOPERATION AND SUPPORT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR EFFECTIVE DATE, AS AMENDED BY ORDINANCE NOS. 89-3, 90-38, 92-14, 92-25, 93-1, 93-35 AND 95-6.

WHEREAS, the coordination of all aspects of the law enforcement and crime prevention efforts in Palm Beach County, Florida is important to Palm Beach County; and

WHEREAS, the board of county commissioners of Palm Beach County, Florida is empowered and has the duty to take such action as is necessary for the coordination of an efficient, cost effective and timely criminal justice system, and to effect the reduction of crime, in Palm Beach County, Florida; and

WHEREAS, for the health, safety and welfare of the citizens of Palm Beach County, the board of county commissioners of Palm Beach County, Florida desires that a commission be established with a broad scope of authority to coordinate all aspects of the state and federal criminal justice system in Palm Beach County, Florida.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Sec. 2-216.Created.

There is hereby established an advisory commission to be known as the "Palm Beach County criminal justice commission," herein referred to as the "criminal justice commission." The criminal justice commission shall be composed of the following membership from the private and public sector:

(a) Public Sector Membership:

1. Chair or Commission member of the Palm Beach County Board of County Commissioners
2. Palm Beach County Sheriff
3. State Attorney, 15th Judicial Circuit
4. Public Defender, 15th Judicial Circuit

5. Clerk of the Palm Beach County Circuit Court
6. Chief Judge, 15th Judicial Circuit
7. Administrative Judge, Juvenile Division, 15th Judicial Circuit
8. Supervisory Special Agent, Federal Bureau of Investigation, West Palm Beach
9. Senior Agent, Drug Enforcement Administration, West Palm Beach
10. Member Palm Beach County School Board
11. Member, Palm Beach County Legislative Delegation
12. Member, Municipal League of Palm Beach County
13. District IX Juvenile Justice Manager, Florida Department of Juvenile Justice
14. President, Police Chief's Association
15. Resident Agent in Charge, Bureau of Alcohol, Tobacco & Firearms (ATF), West Palm Beach Field Office, U.S. Treasury Department
16. Chief, West Palm Beach Police Department
17. Circuit Administrator, Florida Department of Corrections, 15th Judicial Circuit
18. Supervisory Special Agent, Florida Department of Law Enforcement
19. President, Crime Prevention Officers' Association
20. United States Attorney, Southern District of Florida or Assistant U.S. Attorney, West Palm Beach
21. Member, Palm Beach County Association of Criminal Defense Lawyers

(b) Private Sector Membership: Twelve (12) persons nominated by the palm beach county economic council, but not necessarily members of the economic council, and confirmed by the board of county commissioners of Palm Beach County, Florida, which persons shall be representative of all segments of Palm Beach County, Florida

The terms for the members representing the board of county commissioners, the school board, the legislative delegation, and the municipal league shall be for a period of two (2) years. The remaining public sector members' term of membership will be for the duration of their position entitling them to sit as a member of the criminal justice commission.

Private sector members shall be appointed for a three-year term, with said term commencing on January 1 for the first year of appointment and expiring on December 31 of the third year.

All members of the criminal justice commission shall be electors of Palm Beach County, Florida. Appointed members of the criminal justice commission shall serve at the pleasure of the appointing body.

(Ord. No. 88-16, § 1, 8-16-88; Ord. No. 89-3, § 1, 3-21-89; Ord. No. 90-38, § 1, 10-16-90; Ord. No. 92-14, § 1, 5-28-92; Ord. No. 92-25, § 1, 9-15-92; Ord. No. 93-1, § 1, 2-1-93; Ord. No. 93-35, § 1, 12-21-93; Ord. No. 95-6, § 1, 3-21-95)

Sec. 2-217. Objectives.

The criminal justice commission is established to study all aspects of the criminal justice and crime prevention systems within the federal, state, county, municipal and private agencies within the county. This purpose shall include the study of the health and human services and educational systems, among others, as they pertain to criminal justice or crime prevention. The criminal justice commission shall make recommendations to the board of county commissioners on policies and programs designed to accomplish the following objectives:

- a. To provide overall coordination to law enforcement and crime prevention efforts in the county;
- b. To provide an efficient, cost effective and timely criminal justice system in the county; and
- c. To effect the reduction of crime in the county on a permanent basis.

(Ord. No. 88-16, § 2, 8-16-88)

Sec. 2-218. Authority.

The criminal justice commission shall have the following authority and powers:

- a. To review, research and evaluate existing systems and programs within the scope of the criminal justice commission;
- b. To establish task forces or subcommittees to study in detail key aspects of programs and systems within the scope of the criminal justice commission;
- c. To adopt from time to time rules and bylaws providing for the governance of the criminal justice commission, which rules and bylaws will be adopted by a majority vote of the members of the criminal justice commission;
- d. To establish an executive committee by the majority vote of the members of the criminal justice commission, which Executive Committee will have such powers and authority as delegated by the criminal justice commission;
- e. To review and comment on all grant requests for programs and systems within the scope of the criminal justice commission;
- f. To make recommendations on modifying, creating or abolishing public and private systems and programs within the scope of the criminal justice commission;
- g. To make recommendations on modifying, creating or abolishing legislation, ordinances or regional or county-wide comprehensive plans dealing with systems and programs within the scope of the criminal justice commission;
- h. To assist the consolidation of systems and programs within the scope of the criminal justice commission when approved by the board of county commissioners;

- i. To request members of all agencies within the auspices of the board of county commissioners to provide the criminal justice commission in a timely manner with all data and information requested by the criminal justice commission, to appear at any meeting or hearing requested by the criminal justice commission, and to otherwise work in cooperation and good faith with the criminal justice commission in pursuing the criminal justice commission's objectives;
- j. To enter contracts and hire personnel as required to pursue the objectives of the criminal justice commission, subject to approval by the board of county commissioners; and
- k. To take all acts reasonably required by the criminal justice commission in the exercise of the authority set forth above and the pursuit of the criminal justice commission's objectives.

(Ord. No. 88-16, § 3, 8-16-88)

Sec. 2-219. Operation.

Members of the criminal justice commission shall serve without compensation but may apply for reimbursement for authorized expenses incurred in connection with their official duties. The criminal justice commission shall operate with such funding and staffing as the board of county commissioners shall approve from time to time. Without prior approval, the criminal justice commission shall have no authority to incur expenses for Palm Beach County, Florida, would become liable.

(Ord. No. 88-16, § 4, 8-16-88)

Sec. 2-220. Staff cooperation and support.

The staff of the board of county commissioners, including but not limited to the county administrator, the county attorney and the public safety department of the county, are hereby charged with the responsibility to furnish to the criminal justice commission such records, documents, reports and other data on criminal justice matters which, in the opinion of the criminal justice commission, are reasonably necessary in order that the criminal justice commission may fulfill the duties required of it hereunder. Support services for the criminal justice commission shall be made available by the public safety department.

(Ord. No. 88-16, § 5, 8-16-88)

Sec. 2-221. Administration.

The criminal justice commission shall employ an executive director who shall hire such other administrative, professional and clerical assistance as necessary to carry out its duties authorized by this article, and as provided for in the criminal justice commission's budget, reviewed and approved by the board of county commissioners.

The executive director will be selected by the criminal justice commission and approved by the board of county commissioners. The goals and performance evaluations of the executive director shall be accomplished jointly by the county administrator and the criminal justice commission. The executive director shall also have contemporaneous access to ongoing operations and planning within the public safety department, division of criminal Justice of the county.

(Ord. No. 88-16, § 6, 8-16-88)

Sec. 2-222. Severability.

If any section, paragraph, sentence, clause, phrase, or work of this ordinance is for any reason held by the Court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this ordinance.

Sec. 2-223. Inclusion in the code of laws and ordinance.

The provisions of this ordinance shall become and be made a part of the code of laws and ordinances of Palm Beach County, Florida. The Sections of the ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

Sec. 2-224. Effective date.

The provisions of this ordinance shall become effective upon approval and filing with the Secretary of State.

APPROVED AND ADOPTED by the board of county commissioners of Palm Beach County, Florida, on the 16th day of August, 1988.

Acknowledgment by the Department of State of the State of Florida, on this, the 25th day of August, 1988.

EFFECTIVE DATE: Acknowledgment from the Department of State received on 29th day of August, 1988 and filed in the Office of the Clerk of the board of county commissioners of Palm Beach County, Florida.

LETTER OF AGREEMENT

This Letter of Agreement is intended to more fully delineate responsibilities as described in Section 6 of the Criminal Justice Commission authorizing Ordinance, 88-16, as approved on August 16, 1988.

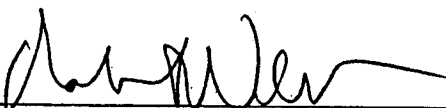
The Criminal Justice Commission shall select an Executive Director through a County approved hiring process. The Board of County Commissioners shall have the right of approval of the selection. The Executive Director shall be a County employee and shall be considered a Department Head for all administrative purposes and shall adhere to all applicable County policies and procedures. By standard County hiring processes, additional County employees, as authorized in the County budget and as selected by the Executive Director, will be hired to support the CJC.

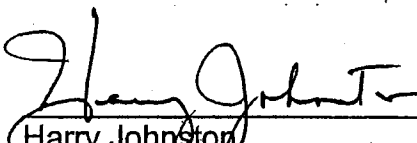
Either the Criminal Justice Commission or County Administrator may periodically initiate a review of goals and a performance evaluation of the Executive Director, but such shall be accomplished jointly. It shall be the primary responsibility of the Executive Director to satisfy the expectations and policies of the CJC, acting on behalf of the Board of County Commissioners and in consideration with other participating jurisdictions and agencies.

The starting salary of the Executive Director and annual salary adjustments will be in conformance with County salary policy. Special merit salary consideration may be granted by mutual agreement of the CJC and the County Administrator. Termination of the services of the Executive Director can be initiated by either the CJC or the County Administrator. If the CJC and the County Administrator cannot jointly agree on a course of action, the matter will be brought to the Board of County Commissioners for a decision.

Nothing in this Section shall be interpreted as to inhibit the Executive Director from representing the views of the CJC, establishing the agenda for the CJC and presenting any of their issues directly before the Board of County Commissioners.

Approved this 9 day of April, 2007.


Robert Weisman
County Administrator


Harry Johnston
Chairman of the Criminal
Justice Commission